GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - Home Department – Allegation of Corruption of demand and acceptance of bribe against Sri Kumbham Veera Venkata Mohan Rao, formerly Head Constable – 1057, Mudinepalli Polilce Station, Krishna District – Trapped on 05.03.2016 – Sanction for Prosecution - Accorded – Orders - Issued.

HOME (SC.A) DEPARTMENT

G.O.MS.No. 125 **Dated: 26-07-2017**

ORDER:-

WHEREAS, Sri Kumbham Veera Venkata Mohan Rao, S/o. Late Veeraiah, worked as Head Constable-1057, Mudinepalli Police Station, Krishna District from 04.01.2013 to 05.03.2016 and by virtue of the post held by him, falls under the category of a Public Servant as defined under section 2 (c) of Prevention of Corruption Act, 1988.

2. **AND WHEREAS**, Sri Kunapareddy Venu Gopal Krishna Murthy, S/o. Surya Narayana, R/o.Near Ganganamma Temple, Mudinepalli (V) & (M) , Krishna District does cultivation. On 26.12.2015 he purchased Ac.0.36 of land in Rs.No.199/A, Cheruvu Village from one Smt Gudiseva Krupa Rani, W/o Koteswara Rao, R/o Singarayapalem Village and got registered vide Document No.2233/2015. The same was entered in adangals and he is paying the tax also. On 24.02.2016, he came to know that some unknown persons erected poles and put iron fencing in the said land and he removed the iron fencing. On 26.02.2016, on receipt of a call from Sri Kumbham Veera Venkata Mohan Rao, Head Constable of Mudinepalli Police Station, he went to Mudinepalli P.S. and Sri Kumbham Veera Venkata Mohan Rao informed him that one Smt Mukkamala Bhavani lodged a complaint against him stating that he removed the iron fencing put in her land. Then, he showed him the registration documents and informed that he purchased the said land from Smt. Krupa Rani. On that, Sri Kumbham Veera Venkata Mohan Rao told him that 10 years ago, the said Smt Krupa Rani sold the above said land to Smt. Mukkamala Bhavani and entered into an agreement also to that effect. So saying, Sri Mohan Rao demanded Rs. 30,000/- not to book case against Sri Kunapareddy Venu Gopal Krishna Murthy. When he expressed his inability, Sri Kumbham Veera Venkata Mohan Rao informed him that he has to look after the S.I. also. But, Sri Kunapareddy Venu Gopal Krishna Murthy went away. On 03.03.2016, Sri Kumbham Veera Venkata Mohan Rao called Sri Kunapureddy Venu Gopal Krishna Murthy to the P.S. and informed that a case in Cr.No.37/2016 was registered against him on the complaint of Smt Bhavani and reiterated his earlier demand for not effecting arrest in that case and also for closing the case. When Sri Kunapareddy Venu Gopal Krishna Murthy expressed his inability to pay that much amount, he reduced the bribe amount to Rs.20,000/-. When Sri Kunapareddy Venu Gopal Krishna Murthy brought the same to the notice of S.I., he also advised to settle the matter with Sri Kumbham Veera Venkata Mohan Rao. As there is no other go, Sri Kunapareddy Venu Gopal Krishna Murthy reluctantly agreed to pay the bribe amount.

3) **AND WHEREAS**, Sri Gopala Krishna Murthy was not willing to pay the bribe amount to Sri Kumbham Veera Venkata Mohan Rao, he lodged a report with the Dy. Superintendent of Police, Anti Corruption Bureau, Vijayawada Range on 04.03.2016 at 04.00 p.m., who after observing procedural formalities, registered the said report as a case in Cr.No.06/RCT-ACB-VJA/2016 U/s. 7 of the Prevention of Corruption Act, 1988 on 05.03.2016 at 13.15 hrs and submitted FIR to the concerned and made arrangements for laying the trap.

4) **AND WHEREAS**, during the course of trap proceedings, on 5.03.2016, at about 19.10 hrs, Sri Kumbham Veera Venkata Mohan Rao was successfully trapped, in station writer's room when he further demanded and accepted the bribe amount of Rs.20,000/- from Sri Kunapareddy Venu Gopal Krishna Murthy. During the post trap proceedings, the chemical test conducted on the fingers of both the hands of Sri Kumbham Veera Venkata Mohan Rao, yielded positive result. In pursuance of the information furnished by Sri Kumbham Veera Venkata Mohan Rao, the tainted amount of Rs.20,000/- was recovered from his left side pant pocket. When compared, the denominations and serial numbers of the recovered currency notes

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tallied with the serial nos. and denominations of the currency notes handed over by Sri Kunapareddy Venu Gopal Krishna Murthy during pre-trap proceedings. The chemical test conducted on the inner linings of the left side pant pocket of Sri Kumbham Veera Venkata Mohan Rao that came into contact with the bribe amount, also yielded positive result. When the DSP asked Sri Kumbham Veera Venkata Mohan Rao about the C.D file of Sri Kunapareddy Venu Gopal Krishna Murthy in which he was an Accused, he produced the same from his office table right side draw. On perusal , it is found that the file pertains to the case against Sri Kunapareddy Venu Gopal Krishna Murthy, and by the time of trap, the official favour is pending with Sri Kumbham Veera Venkata Mohan Rao. The DSP seized the tainted amount, resultant solutions, trousers of Sri Kumbham Veera Venkata Mohan Rao, relevant records and examined the witnesses. He also prepared rough sketch of the scene of offence.

5) **AND WHEREAS**, the above acts of Sri Kumbham Veera Venkata Mohan Rao, who worked as Head Constable-1057, Mudinepalli Police Station, Krishna District constitute offences punishable under sections 7 & 13 (2) read with 13(1)(d) of Prevention of Corruption Act, 1988.

6) **AND WHEREAS**, Government being the competent authority to remove Sri Kumbham Veera Venkata Mohan Rao, who worked as Head Constable-1057, Mudinepalli Police Station, Krishna District, from service, after fully and carefully examining the material (i.e. F.I.R, Mediator Reports, Statement of witnesses, made up files, explanation of Sri Kumbham Veera Venkata Mohan Rao and final report of DG, ACB etc.) placed before them in respect of the said allegations and the circumstances of the case, consider that Sri Kumbham Veera Venkata Mohan Rao, who worked as Head Constable-1057, Mudinepalli Police Station, Krishna District should be prosecuted in a Court of Law.

7. **NOW THEREFORE**, in exercise of the powers conferred by clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988, the Government hereby accord sanction for Prosecution of Sri Kumbham Veera Venkata Mohan Rao, who worked as Head Constable-1057, Mudinepalli Police Station, Krishna District for the above said offences punishable under sections 7 & 13 (2) read with 13(1) (d) of Prevention of Corruption Act, 1988 and for any other cognate offences punishable under any other provisions of Law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.R. ANURADHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General, Anti Corruption Bureau,
Andhra Pradesh.
Copy to:
The Law (C) Department